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Attorneys for Defendants
UNITED PARCEL SERVICE, INC., UPS GROUND
FREIGHT, INC., and OVERNITE CORPORATION

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA – WESTERN DIVISION

JAIME CASTRO and REYES
ALVAREZ as individuals and on
behalf of all other similarly situated,

Plaintiffs,

vs.

UPS GROUND FREIGHT, INC., a
corporation; UNITED PARCEL
SERVICE, INC., a corporation;
OVERNITE CORP., a corporation;
and DOES 1 through 20, inclusive,

Defendants.

Case No. CV 08-4898 ODW (CWx)

**JOINT POST-MEDIATION STATUS
REPORT**

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1 TO THE HONORABLE COURT:

2 Plaintiffs Jaime Castro and Reyes Alvarez ("Plaintiffs") and
3 Defendants UPS Ground Freight, Inc., United Parcel Service, Inc., and Overnite
4 Corporation ("Defendants") hereby submit the following joint post-mediation status
5 report.

6 WHEREAS, the parties engaged in a lengthy mediation on
7 December 15, 2008, before David A. Rotman, Esq., of Gregorio, Haldeman, Piazza,
8 Rotman & Matityahu in San Francisco, California;

9
10 WHEREAS, the mediation resulted in a settlement between the
11 parties;

12
13 WHEREAS, the parties are now preparing a joint motion for an order:
14 (1) conditionally certifying two classes for settlement, (2) giving preliminary
15 approval of the class action settlement, (3) directing distribution of notice of
16 settlement to the classes, and (4) setting a hearing for final approval of the class
17 settlement.

18
19 WHEREAS, the parties anticipate that they will complete and submit
20 to the Court their joint motion for preliminary approval and associated papers by
21 February 2, 2009.

22
23 IT IS HEREBY STIPULATED by and among Plaintiffs and
24 Defendants, through their respective counsel, to request that the Court set a hearing
25 on a joint motion for preliminary approval of the settlement for February 23, 2009.

26
27 This agreement may be signed in counterparts, bearing facsimile

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signatures, each of which shall be deemed an original.

DATED: January 5, 2009 LAW OFFICES OF PETER M. HART
PETER M. HART

By: /s/ Peter M. Hart
PETER M. HART

Attorneys for Plaintiffs
JAIME CASTRO AND REYES ALVAREZ

DATED: January 5, 2009 DIVERSITY LAW GROUP
LARRY W. LEE
DANIEL H. CHANG
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By: /s/ Larry W. Lee
LARRY W. LEE

Attorneys for Plaintiffs
JAIME CASTRO AND REYES ALVAREZ

DATED: January 5, 2009 LAW OFFICES OF KENNETH H. YOON
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By: /s/ Kenneth Y. Yoon
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DATED: January 5, 2009 LAW OFFICE OF ERIC HONIG
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By: /s/ Eric Honig
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By: /s/ Elizabeth A. Falcone
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